

BEFORE THE FEDERAL ELECTION COMMISSION

In the Matter of )  
 )  
 )  
 )  
Sierra Club, Inc.; ) MUR 5154  
Sierra Club Virginia Chapter)

CERTIFICATION

I, Darlene Harris, recording secretary for the Federal Election Commission executive session on October 21, 2003, do hereby certify that the Commission took the following actions with respect to MUR 5154:

A. Failed by a vote of 3-3 to pass a motion to:

1. Find reason to believe that the Sierra Club, Inc. violated 2 U.S.C. § 441b(a).
2. Approve the appropriate Factual and Legal Analysis.
3. Approve the subpoena for the production of documents and order to submit written answers to Sierra Club, Inc., as recommended in the General Counsel's Report dated September 24, 2003.
4. Approve the appropriate letter.

Commissioners McDonald, Thomas, and Weintraub voted affirmatively for the motion.

Commissioners Mason, Smith, and Toner dissented.

(continued)

B. Decided by a vote of 6-0 to:

Dismiss this matter, close the  
file, and send the appropriate  
letters.

Commissioners Mason, McDonald, Smith, Thomas, Toner,  
and Weintraub voted affirmatively for the decision.

Attest:

October 22, 2003  
Date

Darlene Harris  
Darlene Harris  
Deputy Secretary of  
the Commission